

**Illinois Department of Revenue
Regulations**

Title 86 Part 530 Section 530.165 Penalties
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TITLE 86: REVENUE

PART 530

**SENIOR CITIZENS AND DISABLED PERSONS PROPERTY TAX RELIEF
AND PHARMACEUTICAL ASSISTANCE ACT**

Section 530.165 Penalties

- a) *Any person who:*
 - 1) *for compensation prepares a claim for this program and knowingly enters false information on the claim for an applicant or a beneficiary; or*
 - 2) *fraudulently files multiple claims; or*
 - 3) *on behalf of an authorized pharmacy, files a fraudulent claim for payment; or*
 - 4) *fraudulently states that a nondisabled person is disabled; or*
 - 5) *fraudulently procures a card; or*
 - 6) *fraudulently uses a card to obtain covered prescription drugs*

is guilty of a Class 4 felony for the first offense and a Class 3 felony for each subsequent offense. [320 ILCS 25/9]
- b) *The Department shall suspend the use of a card if any beneficiary or other person is suspected of fraudulent procurement or fraudulent use of a card. [320 ILCS 25/9]*

Evidence of fraudulent procurement or fraudulent use includes, but is not limited to, false information in a claim, use of a card by someone other than the person to whom it was issued, use of a card after its expiration date, and use of a card at too frequent intervals for the same medication.
- c) *The Department will revoke a card of any beneficiary convicted of fraudulent procurement or fraudulent use of a card. Persons convicted of fraud under the Act shall be permanently barred from participating in this program. [320 ILCS 25/9]*
- d) *The Department will recover from any beneficiary or authorized pharmacy any amount paid under this program on account of an erroneous or fraudulent claim, together with 6 percent interest per year. [320 ILCS 25/9]*
- e) *A prosecution for violation of the provisions of the Act may be undertaken at any time within three years after the commission of that violation. [320 ILCS 25/9]*

(Source: Amended at 24 Ill. Reg. 17562, effective November 20, 2000)